

JAN - 3 2006

For The Northern Mariana Islands
By _____
(Deputy Clerk)

Ramon K. Quichocho, Esq.
LAW OFFICES OF RAMON K. QUICHOCHO, LLC
2nd Floor, V.S. Sablan Building, Chalan Piao
P.O. Box 505621
Saipan, MP 96950
Tel. No.: 670.234.8946
Fax: 670.234.8920
Email: rayq@vzpacifica.net

Attorney for Plaintiff Board of MPLA

MATTHEW T. GREGORY, ESQ.
2nd Floor, V.S. Sablan Building, Chalan Piao
PMB 419, Box 10000
Saipan, MP 96950
Tel. No.: 670.234.3972
Fax: 670.234.3973

Attorney for Plaintiff MPLA

IN THE UNITED STATES DISTRICT COURT
FOR THE
NORTHERN MARIANA ISLANDS

BOARD OF THE MARIANAS PUBLIC
LANDS AUTHORITY AND MARIANAS
PUBLIC LANDS AUTHORITY, for
themselves and on behalf of the Northern
Marianas Descent,

Plaintiffs,

vs.

MICRONESIAN TELECOMMUNICATIONS
CORPORATION, PACIFIC TELECOM,
INC., AND DOES 1-5,

Defendants.

CIVIL ACTION NO. CV05-0034

PLAINTIFFS' MOTION TO REMAND

Hearing:
Time:

FEB 16 2006

8:30 a.m.

COME NOW the Plaintiffs Board of the Marianas Public Lands Authority (the "Board") and the Marianas Public Lands Authority (the "MPLA"), by and through counsel, Ramon K. Quichocho, Esq. and Matthew T. Gregory, Esq., respectively, and move this Honorable Court for an order remanding the above-entitled action to the Superior Court of the Commonwealth of the Northern Mariana Islands, pursuant to 28 U.S.C. § 1447(c), on the ground that the above-entitled

Plaintiffs' Motion to Remand

1 action has not at any time, nor does it now, involve a claim or right arising under the
2 Constitution, treaties, or laws of the United States, contrary to the allegations of Defendants, as
3 set forth in the notice of removal of the action hereto; nor is there any other basis for this Court's
4 jurisdiction of the above-entitled action, since Plaintiffs' causes of action against Defendants
5 arise solely under CNMI law.
6

7 This motion is based on the pleadings and papers on file in this action and the
8 Memorandum in Support of Plaintiffs' Motion to Remand, and declarations served and filed with
9 this motion.
10

11 WHEREFORE, Plaintiffs respectfully request that this civil action be REMANDED to
12 the Superior Court of the Commonwealth of the Northern Mariana Islands, because the Board
13 and MPLA's lawsuit does not involve a federal question. In addition, Plaintiffs respectfully
14 request that this Honorable Court award Plaintiffs their court costs, expenses, and attorneys' fees.
15

16 Dated this 3rd day of January, 2006.

17 Respectfully submitted,

18 LAW OFFICES OF RAMON K. QUICHOCHO, LLC

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20 Ramon K. Quichocho
21 Attorney for Plaintiff Board of MPLA
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23 LAW OFFICE OF MATTHEW T. GREGORY

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25 Matthew T. Gregory
26 Attorney for Plaintiff MPLA
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